

Enrolled
Senate Bill 526

Sponsored by Senators STEINER HAYWARD, HANSELL, Representatives SCHOUTEN, STARK; Senators BENTZ, BURDICK, FAGAN, FREDERICK, GOLDEN, HASS, KNOPP, MANNING JR, RILEY, TAYLOR, WAGNER, Representatives FAHEY, GREENLICK, KENY-GUYER, NOSSE, PRUSAK, SOLLMAN, WILDE, WILLIAMSON (Pre-session filed.)

CHAPTER

AN ACT

Relating to home visiting; and prescribing an effective date.

Be It Enacted by the People of the State of Oregon:

SECTION 1. (1) As used in this section, “community” means a geographic region, county, tribe or other group of individuals living in proximity as defined by the Oregon Health Authority by rule.

(2) The authority shall design, implement and maintain a voluntary statewide program to provide universal newborn nurse home visiting services to all families with newborns residing in this state to support healthy child development and strengthen families. The authority shall design the universal newborn nurse home visiting program to be flexible so as to meet the needs of the communities where the program operates.

(3) In designing the program described in subsection (2) of this section, the authority shall consult, coordinate and collaborate, as necessary, with insurers that offer health benefit plans in this state, hospitals, local public health authorities, the Early Learning Division, existing early childhood home visiting programs, community-based organizations and social service providers.

(4) The program must provide nurse home visiting services that are:

(a) Based on criteria established by the United States Department of Health and Human Services for an evidence-based early childhood home visiting service delivery model;

(b) Provided by registered nurses licensed in this state to families caring for newborns up to the age of six months, including foster and adoptive newborns;

(c) Provided in the family’s home; and

(d) Aimed at improving outcomes in one or more of the following domains:

(A) Child health;

(B) Child development and school readiness;

(C) Family economic self-sufficiency;

(D) Maternal health;

(E) Positive parenting;

(F) Reducing child mistreatment;

(G) Reducing juvenile delinquency;

(H) Reducing family violence; or

(I) Reducing crime.

- (5) The services provided in the program must:
- (a) Be voluntary and carry no negative consequences for a family that declines to participate;
 - (b) Be offered in every community in this state;
 - (c) Include an evidence-based assessment of the physical, social and emotional factors affecting the family;
 - (d) Be offered to all families with newborns residing in the community where the program operates;
 - (e) Include at least one visit during a newborn's first three months of life with the opportunity for the family to choose up to three additional visits;
 - (f) Include a follow-up visit no later than three months after the last visit; and
 - (g) Provide information and referrals to address each family's identified needs.
- (6) The authority shall collect and analyze data generated by the program to assess the effectiveness of the program in meeting the aims described in subsection (4)(d) of this section and shall work with other state agencies to develop protocols for sharing data, including the timely sharing of data with primary care providers of care to the families with newborns receiving the services.
- (7) In collaboration with the Department of Consumer and Business Services, the authority shall adopt by rule, consistent with the provisions of this section, criteria for universal newborn nurse home visiting services that must be covered by health benefit plans in accordance with section 3 of this 2019 Act.

SECTION 2. Section 3 of this 2019 Act is added to and made a part of the Insurance Code.

SECTION 3. (1) As used in this section, "carrier," "enrollee" and "health benefit plan" have the meanings given those terms in ORS 743B.005.

(2) A health benefit plan offered in this state must reimburse the cost of universal newborn nurse home visiting services as prescribed by the Oregon Health Authority by rule under section 1 (7) of this 2019 Act.

(3) The coverage must be provided without any cost-sharing, coinsurance or deductible applicable to the services.

(4) Carriers must offer the services in their health benefit plans but enrollees are not required to receive the services as a condition of coverage and may not be penalized or in any way discouraged from declining the services.

(5) A carrier must notify an enrollee about the services whenever an enrollee adds a newborn to coverage.

(6) A carrier may use in-network providers or may contract with local public health authorities to provide the services.

(7) This section does not require a carrier to reimburse the cost of the services in any specific manner. The services may be reimbursed using:

- (a) A value-based payment methodology;
- (b) A claim invoicing process;
- (c) Capitated payments;
- (d) A payment methodology that takes into account the need for a community-based entity providing the services to expand its capacity to provide the services and address health disparities; or
- (e) Any other methodology agreed to by the carrier and the provider of the services.

(8) Carriers shall report to the authority, in the form and manner prescribed by the authority, data regarding claims submitted for services covered under this section to monitor the provision of the services.

SECTION 4. The Department of Consumer and Business Services may request a waiver for state innovation under 42 U.S.C. 18052 to obtain federal financial participation in the cost of services provided under section 3 of this 2019 Act.

SECTION 5. This 2019 Act takes effect on the 91st day after the date on which the 2019 regular session of the Eightieth Legislative Assembly adjourns sine die.

Passed by Senate June 13, 2019

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Lori L. Brocker, Secretary of Senate

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Peter Courtney, President of Senate

Passed by House June 19, 2019

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Tina Kotek, Speaker of House

Received by Governor:

.....M,....., 2019

Approved:

.....M,....., 2019

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Kate Brown, Governor

Filed in Office of Secretary of State:

.....M,....., 2019

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Bev Clarno, Secretary of State